GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services — Allegations of corruption of illegal gratification against Sri Pothireddy Sanjeeva Reddy, S/o. Narayana Reddy, formerly Principal, Government Residential School for Visually Handicapped, Sevamandir, Hindupur, Ananthapur District — Case of criminal misconduct — Sanction of Prosecution under the Prevention of Corruption Act, 1988 (Central Act No.49 of 1988) — Accorded — Orders — Issued.

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DEPARTMENT FOR WOMEN, CHILDREN, DIFFERENTLY ABLED AND SENIOR CITIZENS (ESTT)

G.O.MS.No. 12 Dated: 05-08-2020.

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ORDER:-

Whereas, Sri Pothireddy Sanjeeva Reddy, S/o. Narayana Reddy, worked as Principal, Government Residential School for Visually Handicapped Seva Mandir, Hindupur, Ananthapur District, from 23.10.2013 to 11.01.2018 by virtue of the post held by him, falls under the category of Public Servant within the meaning of section 2(c) of the Prevention of Corruption Act, 1988 (Central Act No. 49 of 1988).

2. And whereas, Sri Mamidala Rajeshwar, was retired from service on 31.07.2013 as Trained Graduate Teacher, Government Residential School for Visually Handicapped, Hindupur, Ananthapur District. Prior to the date of his retirement, Sri Mamidala Rajeshwar has submitted his pension proposals to the school. Basing on the instructions issued by the Director, Disabled Welfare and Senior Citizens (DWSC), Andhra Pradesh the then Principal Sri N. Ashok Kumar Reddy, has issued Proceedings No.A/Diploma/2013, Dated 03.07.2013 informing Sri Mamidala Rajeshwar, that the excess amount paid to him will be recovered in lump sum from his benefits and this office will guide the Head Office (Director) to withhold amounts to be recovered from the individual and adjust the amount to the Government. On receipt of the proceedings, Sri Mamidala Rajeshwar, filed an O.A. No.6655 of 2013 before the Hon'ble APAT.,. The Hon'ble APAT., passed stay orders dated 10.09.2013 against the said proceedings. Subsequently, on the instructions of the Director, the then Principal Sri N. Ashok Reddy forwarded the pension proposals of Sri Mamidala Rajeshwar to Accountant General (A&E), Andhra Pradesh, Hyderabad vide Lr.No.A/Retd/05/2013, dated 17.10.2013. The Accountant General while sanctioning an amount of Rs.8,00,000/- (Rupees Eight Lakshs only) towards gratuity, indicated through the letter dated:04-12- 2013 that "pending finalization of O.A. No.6655 of 2013 in the Hon'ble APAT., gratuity is kept with held in full".

3. And whereas, Sri Mamidala Rajeshwar, approached Sri P. Sanjeeva Reddy, who is successor Principal regarding his retirement benefits with request to forward his pension papers, Sri P. Sanjeeva Reddy demanded Rs.50,000/- (Rupees Fifty Thousand Only) as bribe or 5% of the total retirement benefit amount. Sri Mamidala Rajeshwar, did not agree to pay the demanded bribe amount and Sri P. Sanjeeva Reddy threatened him, delayed

in preparing and submitting the pensioner benefit bills to the Treasury. On 31.12.2013, Sri P. Sanjeeva Reddy met Sri Mamidala Rajeshwar at Kachiguda Railway station and at that time also Sri P. Sanjeeva Reddy , demanded Rs.50,000/- (Rupees Fifty Thousand Only) as bribe. At that time Sri Mamidala Rajeshwar recorded the voice of Sri P. Sanjeeva Reddy in his cell phone bearing SIM No.9000643399 regarding the demanding of bribe. The same audio record was submitted by Sri Mamidala Rajeshwar before the Hon'ble Lokayukta and the Director, Disabled Welfare and Senior Citizens Department , Hyderabad for necessary action. The CDs., were sent to FSL, Andhra Pradesh, Hyderabad for analysis and it is found that the voice in the CD., is in correlation with that of the voice of Sri P. Sanjeeva Reddy.

4. And whereas, a Discreet Enquiry was taken up by ACB., A.P., vide 1/DEL-ATP/2015, and it was converted into Regular Enquiry, vide RC.No.06/RE-CIU/2015, basing on the outcome of Regular Enquiry a case in Cr.No.13/RCO-CIU-ACB/2017, Dated: 13.11.2017 under section 7 of clause (d) of sub-section (1) of section 13, read with sub-section (2) of section 13 of the Prevention of Corruption Act, 1988 (Central Act No.49 of 1988) was registered against Sri P. Sanjeeva Reddy and investigated into. During the course of investigation, oral, documentary and electronic evidence were collected which disclosed that Sri P. Sanjeeva Reddy demanded money from Sri Mamidala Rajeswar of Rs.50,000/- (Rupees Fifty Thousand Only) as bribe or 5% percent of his pension and retirement benefits for forwarding his pension papers to the Treasury and he deliberately caused delay in submission of his pension papers with ulterior motive. Sri Mamidala Rajeswar also appeared before the Judicial Magistrate 1st Class Special Mobile Court, Kurnool, where the Magistrate recorded the statement of Sri Mamidala Rajeswar who stated before the Magistrate that Sri P. Sanjeeva Reddy, demanded bribe of Rs.50,000/- (Rupees Fifty Thousand Only) or 5% of the total retirement benefits to process his files.

5. And whereas, the above mentioned acts of Sri P. Sanjeeva Reddy, formerly Principal, Government Residential School for Visually Handicapped, Sevamandir, Hindupur, Ananthapur District, constitute an offence punishable under section 7 of clause (d) of sub-section (1) of section 13 read with section 15 of the Prevention of Corruption Act, 1988.

6. And whereas, the Government of Andhra Pradesh, being the competent authority to remove Sri P. Sanjeeva Reddy, formerly Principal, Government Residential School for Visually Handicapped, Sevamandir, Hindupur, Ananthapur District , from service, after carefully examining the material placed before the Government i.e., final investigation report from Director General, ACB., Vijayawada in respect of the said allegations and having regard to the facts and circumstances of the case consider that Sri P. Sanjeeva Reddy, formerly Principal, Government Residential School for Visually Handicapped, Sevamandir, Hindupur, Ananthapur District, shall be prosecuted in a court of law.

7. Now therefore, in exercise of the powers conferred by clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Central Act No. 49 of 1988) the Government of Andhra Pradesh, Amaravathi, hereby accord sanction for the prosecution of Sri Pothireddy

Sanjeeva Reddy S/o Narayana Reddy, formerly Principal, Government Residential School for Visually Handicapped, Seva Mandir, Hindupur, Ananthapur District, for the above said offences punishable under section 7 of clause (d) of sub-section (1) of section 13 read with section 15 of the Prevention of Corruption Act 1988 (Central Act No.49 of 1988), and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of above said acts and for taking cognizance of the said offences by a Court of the Competent Jurisdiction.

[BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH]

(A.R. ANURADHA)
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General, Anti-Corruption Bureau,
Andhra Pradesh, Vijayawada.

Copy to:
Law (E) Department.
SF/SC.